

UNITED STATES DISTRICT COURT, FILED
FOR THE DISTRICT OF MASSACHUSETTS CLERKS OFFICE

2004 SEP 21 A 10:05

SAVINGS BANKS EMPLOYEES
RETIREMENT ASSOCIATION,

Plaintiff,

v.

EAST BOSTON SAVINGS BANK;
BELMONT SAVINGS BANK; CAPE
COD FIVE CENTS SAVINGS BANK;
BRIDGEWATER SAVINGS BANK;
SOUTH SHORE SAVINGS BANK; and
WORONOCO SAVINGS BANK,

Defendants.

U.S. DISTRICT COURT
DISTRICT OF MASS.

CIVIL ACTION NO. 04-11545-EFH

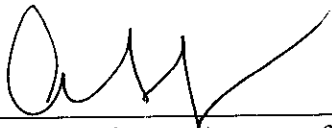
**PLAINTIFF'S CERTIFICATION OF COMPLIANCE
WITH LOCAL RULE 16.1(D)(3)**

We, Arthur G. Telegen, counsel for the Plaintiff Savings Banks Employees Retirement Association, and Thomas Forese, Jr., President and authorized representative of Savings Banks Employees Retirement Association, hereby affirm that we have conferred in accordance with Local Rule 16.1(D)(3), by discussing the potential costs of conducting litigation and alternative means of dispute resolution.

Thomas Forese, Jr., President and
Authorized representative for
SAVINGS BANKS EMPLOYEES
RETIREMENT ASSOCIATION

Dated: September 16, 2004

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Arthur G. Telegen, Attorney for Plaintiff
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AFFIDAVIT OF SERVICE

I, Arthur G. Telegen depose
and state that on this day a true
copy of the above document was
served upon the attorney of record
for each party by mail by hand
and under the pains and penalties